

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION**

CRIMINAL CASE NO. 1:12cr12-1

UNITED STATES OF AMERICA,

vs.

DONZELL ALI McKINNEY.

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ORDER

THIS MATTER is before the Court on the Defendant's Motion to Continue [Doc. 45] and the Government's Motion to Dismiss [Doc. 50].

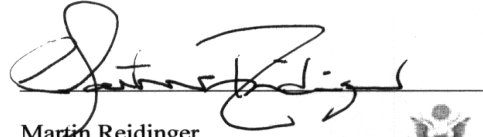
The Government moves to dismiss the Bill of Indictment with respect to the above-named Defendant. For the reasons stated therein, the Government's motion is granted. In light of the dismissal of the Bill of Indictment, the Defendant's Motion to Continue is rendered moot.

IT IS, THEREFORE, ORDERED that the Government's Motion to Dismiss [Doc. 50] is **GRANTED**, and the Bill of Indictment is hereby **DISMISSED WITHOUT PREJUDICE** as to the above-named Defendant.

IT IS FURTHER ORDERED that the Defendant's Motion to Continue [Doc. 45] is **DENIED AS MOOT**.

IT IS SO ORDERED.

Signed: August 24, 2012

A handwritten signature in black ink, appearing to read "Martin Reidinger", written over a horizontal line.

Martin Reidinger
United States District Judge

